

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BRAM VAN BOXTEL, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

TENET FINTECH GROUP INC. F/K/A PEAK
FINTECH GROUP INC., JOHNSON JOSEPH,
and JEAN LANDREVILLE,

Defendants.

Case No. 1:21-cv-06461-PKC-RLM

NOTICE OF MOTION OF ERIK PETERSON FOR APPOINTMENT AS LEAD PLAINTIFF
AND APPROVAL OF LEAD COUNSEL

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

PLEASE TAKE NOTICE that Erik Peterson (“Peterson”), by and through his counsel, will and does hereby move this Court, pursuant to Section 21D(a)(3) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), for the entry of an Order: (1) appointing Peterson as Lead Plaintiff on behalf of persons or entities who purchased or otherwise acquired publicly traded Tenet Fintech Group Inc. f/k/a Peak Fintech Group Inc. securities between September 2, 2021 and October 13, 2021, inclusive (the “Class”); and (2) approving proposed Lead Plaintiff’s selection of Pomerantz LLP as Lead Counsel for the Class.

Peterson is aware of Local Civil Rule 37.3, which provides, in relevant part, that “[p]rior to seeking judicial resolution of a . . . non-dispositive pretrial dispute, the attorneys for the affected parties or non-party witness shall attempt to confer in good faith in person or by telephone in an effort to resolve the dispute[.]” Here, pursuant to the PSLRA, the deadline to file a motion for appointment as Lead Plaintiff in the above-captioned action is January 18, 2022, on which date any member of the putative Class may so move. *See* 15 U.S.C. § 78u-4(a)(3)(A)(i)(II). Peterson will thus not know the identities of the other putative Class members who intend to file competing Lead Plaintiff motions until January 19, 2022—the day after the statutory deadline—making conferral with counsel for opposing parties prior to the filing of Peterson’s motion papers impracticable. Under these circumstances, Peterson respectfully requests that compliance with Local Civil Rule 37.3 be waived in this instance.

Dated: January 18, 2022

Respectfully submitted,

POMERANTZ LLP

/s/ Jeremy A. Lieberman

Jeremy A. Lieberman

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